IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 539 OF 2007
IN
CRIMINAL APPEAL NO. 325 OF 1999

Lahu Sakharam Dalvi ..Applicant
Accused

versus

State of Maharashtra ..Respondents

Mr. B. G. Tangsali for the Applicant - Accused.

Ms. R. M. Gadhvi, APP for the Respondents - State.

CORAM : D. G. DESHPANDE, &
SMT. NISHITA MHATRE, JJ.

DATE : 30TH APRIL, 2007.

P.C.

1. Heard.

2. This is an application for temporary bail by the applicant - accused, in order to enable the applicant - accused to attend the marriage of his son scheduled on 2nd May 2007.

3. When questioned as to why the application is filed at such a belated stage, advocate for the

applicant - accused states that the applicant - accused had applied for a parole and he was under belief that parole would be granted to him, and he will be in a position to attend the marriage.

4. It is true that there is no time to verify whether the marriage is there or not but accepting the statement made in the application supported by the copy of the marriage invitation card, we do not think it proper to deprive the applicant - accused the liberty of attending the marriage of his son, therefore, Authorities of Kolhapur Prison where the applicant - accused is stationed at present, to take him to Village Varap Post : Kambe, Tal: Kalyan, Dist: Thane, where the marriage is going to take place. The applicant - accused be brought to Central Jail, Kalyan, in any case before 8 p.m. tomorrow i.e. on 1st May, 2007 and on the next day i.e. on 2nd May, 2007 before 9 a.m. he should be taken to the place of marriage under proper escort and he should be taken back to Kalyan Jail after 8 p.m. on 2nd May, 2006 and then he will be shifted to Kolhapur Prison where he is stationed. Police escort should be in civil dress. The applicant - accused will bear the expenses of police escort and

pay all those expenses before he is taken back to Kolhapur Prison where he is stationed. Application disposed of accordingly.

5. This order to be communicated by the learned APP to concerned Kolhapur Prison, immediately.

6. All concerned to act on copy of this order duly authenticated by the Registry.

(SMT. NISHITA MHATRE, J.) (D.G. DESHPANDE, J.)